



## THE CITY OF SAN DIEGO

February 15, 2002

John R. Odermatt, RG  
Senior Engineering Geologist  
California Water Quality Control Board  
San Diego Region  
9174 Sky Park Court, Suite 100  
San Diego, CA 92123-4340

2002 MAR - 5 A 9:09  
SAN DIEGO REGIONAL  
WATER QUALITY  
CONTROL BOARD

Dear Mr. Odermatt:

Subject: Application for Waiver from Waste Discharge Requirements - Quince Street Burn Site

Please find enclosed an Application for a Waiver of Waste Discharge Requirements (WDR's) for waste piles resulting from the proposed Quince Street Burn Site Removal Action. As you are aware, the City of San Diego intends to execute a Removal Action Work plan which is anticipated to remove approximately 5216 cubic yards of ash and soil from the vicinity of Quince Street and 38<sup>th</sup> Streets in City Heights. During the removal this material shall be excavated and stockpiled prior to being hauled off to a Class I landfill in central California. We understand from your e-mail correspondence that these activities are regulated by sections in the State Water Code and a determination with regard to the applicable WDR's will need to be made by the Regional Board.

We have previously transmitted to your office a draft Removal Action Workplan dated February 6, 2002, in which discussion of how the excavation, stockpiling and hauling of the material will be undertaken. In addition, your office shall be receiving a draft Mitigated Negative Declaration dated February 15, 2002 which covers all the activities of this project including the application for a waiver from WDR's for review and comment. It is anticipated that this document will be certified by the San Diego City Council on April 8<sup>th</sup> 2002. The City shall also be preparing an attachment to this application which presents the information required for Section VI and justification for the waiver. This will be forwarded along with payment for the application, to your office by February 22, 2002.

### Environmental Services Department

9601 Ridgehaven Court • San Diego, CA 92123-1636



Environmental Programs Division • Suite 320  
Tel (858) 492-5010 Fax (858) 492-5089

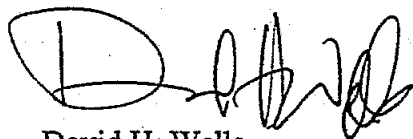
Refuse Collection Division • 8353 Miramar Place  
Tel (858) 526-2300 Fax (858) 492-5068

Refuse Disposal Division • Suite 310  
Tel (858) 492-5020 Fax (858) 492-5041

John R. Odermatt  
February 15, 2002

Please review these documents and provide the City with your comments at your earliest convenience. Should you have any questions regarding application please contact me at (858) 573-1292 or Sylvia Castillo at (858) 492-5032.

Sincerely,

A handwritten signature in black ink, appearing to read 'D. Wells', with a large, stylized initial 'D'.

David H. Wells  
Associate Engineer - Civil

Enclosure: Form 200: Application/Report of Waste Discharge General Information Form for  
Waste Discharge Requirements or NPDES Permit

cc: Chris Gonaver, Deputy Environmental Services Director/Environmental Protection  
Sylvia Castillo, Senior Civil Engineer, Environmental Services/EPD

CALIFORNIA ENVIRONMENTAL  
PROTECTION AGENCY



State of California  
Regional Water Quality Control Board

**APPLICATION/REPORT OF WASTE DISCHARGE  
GENERAL INFORMATION FORM FOR  
WASTE DISCHARGE REQUIREMENTS OR NPDES PERMIT**



**II. TYPE OF DISCHARGE**

Check the appropriate box to describe whether the waste will be discharged to: A. Land, or B. Surface Water.

Check the appropriate box(es) which best describe the activities at your facility.

**Hazardous Waste** - If you check the Hazardous Waste box, STOP and contact a representative of the RWQCB for further instructions.

**Landfills** - A separate form, APPLICATION FOR SOLID WASTE FACILITY PERMIT/WASTE DISCHARGE REQUIREMENTS, California Integrated Waste Management Board Form E-1-77, may be required. Contact a RWQCB representative to help determine the appropriate form for your discharge.

**III. LOCATION OF THE FACILITY**

1. Enter the Assessor's Parcel Number(s) (APN), which is located on the property tax bill. The number can also be obtained from the County Assessor's Office. Indicate the APN for both the facility and the discharge point.
2. Enter the Latitude of the entrance to the proposed/existing facility and of the discharge point. Latitude and longitude information can be obtained from a U.S. Geological Survey quadrangle topographic map. Other maps may also contain this information.
3. Enter the Longitude of the entrance to the proposed/existing facility and of the discharge point. (LOPE)

**IV. REASON FOR FILING**

**NEW DISCHARGE OR FACILITY:**

A discharge or facility that is proposed but does not now exist, or that does not yet have WDRs or an NPDES permit.

**CHANGE IN DESIGN OR OPERATION:**

A material change in design or operation from existing discharge requirements. Final determination of whether the reported change is material will be made by the RWQCB.

**CHANGE IN QUANTITY/TYPE OF DISCHARGE:**

A material change in characteristics of the waste from existing discharge requirements. Final determination of whether the reported change would have a significant effect will be made by the RWQCB.

**CHANGE IN OWNERSHIP/OPERATOR:**

Change of legal owner of the facility. Complete Parts I, III, and IV only and contact the RWQCB to determine if additional information is required.

**WASTE DISCHARGE REQUIREMENTS UPDATE OR NPDES PERMIT REISSUANCE:**

WDRs must be updated periodically to reflect changing technology standards and conditions. A new application is required to reissue an NPDES permit which has expired.

**OTHER:**

If there is a reason other than the ones listed, please describe the reason on the space provided. (If more space is needed, attach a separate sheet.)

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**V. CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA)**

It should be emphasized that communication with the appropriate RWQCB staff is vital before starting the CEQA documentation, and is recommended before completing this application. There are Basin Plan issues which may complicate the CEQA effort, and RWQCB staff may be able to help in providing the needed information to complete the CEQA documentation.

Name the Lead Agency responsible for completion of CEQA requirements for the project, i.e., completion and certification of CEQA documentation.

Check YES or NO. Has a public agency determined that the proposed project is exempt from CEQA?

If the answer is YES, state the basis for the exemption and the name of the agency supplying the exemption on the space provided. (Remember that, if extra space is needed, use an extra sheet of paper, but be sure to indicate the attached sheet under Section VII. Other.)

Check YES or NO. Has the "Notice of Determination" been filed under CEQA? If YES, give the date the notice was filed and enclose a copy of the Notice of Determination and the Initial Study, Environmental Impact Report, or Negative Declaration. If NO, check the box of the expected type of CEQA document for this project, and include the expected date of completion using the timelines given under CEQA. The date of completion should be taken as the date that the Notice of Determination will be submitted. (If not known, write "Unknown")

**VI. OTHER REQUIRED INFORMATION**

To be approved, your application MUST include a COMPLETE characterization of the discharge. If the characterization is found to be incomplete, RWQCB staff will contact you and request that additional specific information be submitted.

This application MUST be accompanied by a site map. A USGS 7.5' Quadrangle map or a street map, if more appropriate, is sufficient for most applications.

**VII. OTHER**

If any of the answers on your application form need further explanation, attach a separate sheet. Please list any attachments with the titles and dates on the space provided.

**VIII. CERTIFICATION**

Certification by the owner of the facility or the operator of the facility, if the operator is different from the owner, is required. The appropriate person must sign the application form.

Acceptable signatures are:

1. for a corporation, a principal executive officer of at least the level of senior vice-president;
2. for a partnership or individual (sole proprietorship), a general partner or the proprietor;
3. for a governmental or public agency, either a principal executive officer or ranking elected/appointed official.

**DISCHARGE SPECIFIC INFORMATION**

In most cases, a request to supply additional discharge specific information will be sent to you by a representative of the RWQCB. If the RWQCB determines that additional discharge specific information is not needed to process your application, you will be so notified.

CALIFORNIA ENVIRONMENTAL  
PROTECTION AGENCYState of California  
Regional Water Quality Control BoardAPPLICATION/REPORT OF WASTE DISCHARGE  
GENERAL INFORMATION FORM FOR  
WASTE DISCHARGE REQUIREMENTS OR NPDES PERMIT

## A. Facility:

## I. FACILITY INFORMATION

Name: Quince Street Burn Site			
Address: 3000 Blk 38th Street San Diego			
City: San Diego	County: San Diego	State: CA	Zip Code: 92105
Contact Person: Chris Gonaver		Telephone Number: 858-573-1212	

## B. Facility Owner:

Name: Various (See Attached List of Property Owners)			Owner Type (Check One)	
Address: Various (See Attached List of Property Owners)			1. <input type="checkbox"/> Individual 2. <input type="checkbox"/> Corporation	
City: San Diego	State: CA	Zip Code: 92105	3. <input checked="" type="checkbox"/> Governmental Agency 4. <input type="checkbox"/> Partnership Agency	
Contact Person: Sylvia Castillo			5. <input type="checkbox"/> Other: _____	
Telephone Number: 858-492-5032		Federal Tax ID: 95-6000776w		

## C. Facility Operator (The agency or business, not the person):

Name: City of San Diego/Environmental Services - EPD			Operator Type (Check One)	
Address: _____			1. <input type="checkbox"/> Individual 2. <input type="checkbox"/> Corporation	
City: San Diego	State: CA	Zip Code: 92105	3. <input checked="" type="checkbox"/> Governmental Agency 4. <input type="checkbox"/> Partnership Agency	
Contact Person: Sylvia Castillo			5. <input type="checkbox"/> Other: _____	
Telephone Number: 858-492-5032				

## D. Owner of the Land:

Name: Various (See Attached List of Property Owners)			Owner Type (Check One)	
Address: Various (See Attached List of Property Owners)			1. <input type="checkbox"/> Individual 2. <input type="checkbox"/> Corporation	
City: San Diego	State: CA	Zip Code: 92105	3. <input type="checkbox"/> Governmental Agency 4. <input type="checkbox"/> Partnership Agency	
Contact Person: Sylvia Castillo			5. <input type="checkbox"/> Other: _____	
Telephone Number: 858-492-5032				

## E. Address Where Legal Notice May Be Served:

Address: City of San Diego/Environmental Services - EPD			9601 Ridgehaven Court, Ste 310	
City: San Diego	State: CA	Zip Code: 92105		
Contact Person: Chris Gonaver - Deputy Director		Telephone Number: 858-573-1292		

## F. Billing Address:

Address: City of San Diego/Environmental Services - EPD			9601 Ridgehaven Court, Ste 310	
City: San Diego	State: CA	Zip Code: 92105		
Contact Person: Sylvia Castillo		Telephone Number: 858-492-5032		

CALIFORNIA ENVIRONMENTAL  
PROTECTION AGENCYState of California  
Regional Water Quality Control BoardAPPLICATION/REPORT OF WASTE DISCHARGE  
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## II. TYPE OF DISCHARGE

Check Type of Discharge(s) Described in this Application (A or B):

☐ A. WASTE DISCHARGE TO LAND☒ B. WASTE DISCHARGE TO SURFACE WATER

Check all that apply:

☐ Domestic/Municipal Wastewater  
Treatment and Disposal☐ Cooling Water☐ Mining☒ Waste Pile☐ Wastewater Reclamation☐ Other, please describe: \_\_\_\_\_☐ Animal Waste Solids☐ Land Treatment Unit☐ Dredge Material Disposal☐ Surface Impoundment☐ Industrial Process Wastewater☐ Animal or Aquacultural Wastewater☐ Biosolids/Residual☒ Hazardous Waste (see instructions)☐ Landfill (see instructions)☒ Storm Water

## III. LOCATION OF THE FACILITY

Describe the physical location of the facility.

1. Assessor's Parcel Number(s)

Facility:

Discharge Point: 454-611-44

2. Latitude

Facility:

Discharge Point: 32° 42' 37"N

3. Longitude

Facility:

Discharge Point: 117° 7' 30" N

## IV. REASON FOR FILING

☒ New Discharge or Facility☐ Changes in Ownership/Operator (see instructions)☐ Change in Design or Operation☐ Waste Discharge Requirements Update or NPDES Permit Reissuance☐ Change in Quantity/Type of Discharge☐ Other: \_\_\_\_\_

## V. CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA)

Name of Lead Agency: Department of Toxic Substances ControlHas a public agency determined that the proposed project is exempt from CEQA? ☐ Yes ☒ No

If Yes, state the basis for the exemption and the name of the agency supplying the exemption on the line below.

Basis for Exemption/Agency: \_\_\_\_\_

Has a "Notice of Determination" been filed under CEQA? ☐ Yes ☒ No

If Yes, enclose a copy of the CEQA document, Environmental Impact Report, or Negative Declaration. If no, identify the expected type of CEQA document and expected date of completion.

Expected CEQA Documents:

☐ EIR☒ Negative DeclarationExpected CEQA Completion Date: April 8th 2002

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## VI. OTHER REQUIRED INFORMATION

Please provide a COMPLETE characterization of your discharge. A complete characterization includes, but is not limited to, design and actual flows, a list of constituents and the discharge concentration of each constituent, a list of other appropriate waste discharge characteristics, a description and schematic drawing of all treatment processes, a description of any Best Management Practices (BMPs) used, and a description of disposal methods.

Also include a site map showing the location of the facility and, if you are submitting this application for an NPDES permit, identify the surface water to which you propose to discharge. Please try to limit your maps to a scale of 1:24,000 (7.5' USGS Quadrangle) or a street map, if more appropriate.

## VII. OTHER

Attach additional sheets to explain any responses which need clarification. List attachments with titles and dates below:

Removal Action Workplan(RAW) - Quince Street Burn Site

CEQA documentation - Mitigated Negative Declaration

Cover letter and Plot Plan and Justification for Waiver

You will be notified by a representative of the RWQCB within 30 days of receipt of your application. The notice will state if your application is complete or if there is additional information you must submit to complete your Application/Report of Waste Discharge, pursuant to Division 7, Section 13260 of the California Water Code.

## VIII. CERTIFICATION

"I certify under penalty of law that this document, including all attachments and supplemental information, were prepared under my direction and supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment."

Print Name: Chris Gagner

Title: Deputy Director

Signature: Chris Gagner

Date: 2/14/02

### FOR OFFICE USE ONLY

Date Form 200 Received:	Letter to Discharger:	Fee Amount Received:	Check #:
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## **Attachment to Application/Report of Waste Discharge Requirements**

Quince Street Burn Site Removal Project

Submitted: February 15, 2002

City of San Diego  
Environmental Services

February 22, 2002

### **I. FACILITY INFORMATION**

#### **B. Facility Owner:**

Project consists of the removal and stockpiling of contaminated soils on the residential properties listed below. For the purposes of this application, permit or waiver the City of San Diego shall be the Responsible Party (Item B: Facility Owner; Item C: Facility Operator).

#### **D. Owner of the Land:**

The following is the list of the Owners of the Land on which waste piles may be temporarily stored for the duration of the Quince Street Burn Site Removal Project.

<b>Address</b>	<b>Property Owner</b>	<b>APN</b>	<b>Owner Type</b>
3018 39 <sup>th</sup> Street	Rami Vama	454-481-30	Individual
3010 39 <sup>th</sup> Street	San Diego Housing Authority	454-481-31	Governmental Agency
3006 39 <sup>th</sup> Street	Michael and Debra Moore	454-481-32	Individuals
2968 39 <sup>th</sup> Street	Robert and Linda Batson	454-611-36	Individuals
3015 38 <sup>th</sup> Street	Salvador Olmos, Alfredo Rodriguez	454-481-13	Individuals
3009 38 <sup>th</sup> Street	Graham Family Trust	454-481-14	Trust
3005 38 <sup>th</sup> Street	Joseph Brown	454-481-15	Individual
2967 38 <sup>th</sup> Street	Annie Thomas	454-611-37	Individual
2963 38 <sup>th</sup> Street	Ramon and Ofelia Mendoza	454-611-38	Individuals
2959 38 <sup>th</sup> Street	Jose and Edith Sierra	454-611-39	Individual
2953 38 <sup>th</sup> Street	Maria and Annette Guerrero	454-611-40	Individuals
2933 38 <sup>th</sup> Street	Jose and Janet Chavarin	454-611-41	Individual
2913 38 <sup>th</sup> Street	Griselda Barbosa	454-611-44	Individual
Quince Street R/W	City of San Diego	N/A	Governmental Agency

### **VI. OTHER REQUIRED INFORMATION**

#### **Discharge**

Characterization of the waste to be stockpile is included as Section 2.4 WASTE CHARACTERIZATION; of the Draft Final Removal Action Work Plan (RAW) dated February 6, 2002.

#### **Site Map**

A plot plan identifying the location of the waste stockpiles, potential discharge points and potential locations of control devices is attached as Figure 1.

## **VII. OTHER**

### **Project Background**

The City of San Diego shall enter into a Voluntary Clean up Agreement with the California Department of Toxic Substance Control (DTSC) to oversee the removal of soil and ash on 13 residential properties and a City Right of Way on Quince Street in the City Heights area of the City of San Diego. The physical work of the Removal Action shall be performed by the United States Environmental Protection Agency (EPA) Region IX, through an interagency agreement with the City. Under the scope of this agreement, the EPA or it's consultants and contractors will oversee and perform the excavation, stockpiling, loading, site and community health and safety monitoring and response measures. The draft RAW details the proposed Removal Action and summarizes the findings of the Site Characterization and Risk evaluation conducted for the site. In accordance too CEQA, a draft Mitigated Negative Declaration (MND) dated February 15, 2002 has been prepared describing the execution of the RAW. Both the draft RAW and The draft MND have been distributed for public review been distributed for public review.

### **Stockpiling**

The burn ash and soil to be removed exceeds the Soluble Threshold Limit Concentration (STLC) for Lead of 5mg/L and is therefore classified as a Hazardous Waste in California. Consequently, the material will be transported from the site as a hazardous under a Uniform Hazardous Waste Manifest by a hazardous waste hauler licensed in California. It is anticipated that up to 400 truck loads (based on 20 tons per truck) shall be required to haul the material.

After excavation and prior to hauling the soil shall be stockpiled on site is preparation for loading and transportation on an ongoing basis for the duration of the removal activities. Due to space constraints it is likely that the hauling shall be conducted frequently, consequently it is not anticipated that volumes of material stockpiled on site would exceed 200 cubic yards at any time. Stockpiling of waste piles on site shall only occur during the excavation and removal phase of the project. Currently this is anticipated to be sixty calendar days. Excavated material shall only be stockpiled and loaded within the exclusion zones (hot zone), those areas are identified on Figure 1, attached.

### **Control Measures**

As detailed in the draft RAW Section 5.3 STORM WATER BEST MANAGEMENT PRACTICES; and Section 5.6 SOIL STOCKPILING AND PROFILING; the following control methods shall be implemented:

- Stockpiles shall be covered during non-working hours and during precipitation events with impermeable sheeting.
- Surface water flows shall be diverted from stockpiles where necessary.

- Silt fences catch basins and earth berms along with other containment structures shall be utilized to contain any erosion or siltation that may originate from the stockpiles.
- A Stabilized Construction Entrance shall be installed at construction vehicle egresses.
- City streets around the project shall be swept on a regular and as needed.

#### Waver Rationale

The City believes that a waiver of Waste Discharge requirements is applicable for the following reasons:

Control methods that shall be employed are adequate to eliminate the potential of material from eroding from the stockpiles sediments and for the potential of chemicals of concern (COC's) in the stockpiles being put into solution or suspension in surface water leaving the site.

Stockpiling shall only take place with the exclusion zones and shall only be located in areas underlain by ash. Therefore there is no potential for stockpiles to impact clean soils below.

The volume of soil to be stockpile at any time is relatively small and easily controlled and managed.

The duration of stockpiling activities is relatively short and consequently reduces the potential of an adverse event and impacts to surface or groundwater.

Excavation and stockpiling is scheduled to begin after April 22<sup>nd</sup> 2002 and be completed by June 22<sup>nd</sup> 2002. This shall occur during the months of the year where the potential for significant precipitation events is low.